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5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF WASHINGTON

7
8 SCOTTSDALE INSURANCE
COMPANY,

9 Plaintiff,

10 v.

11 TERRI MAYER, an individual; and
12 OPEN GATE, an entity of unknown
nature,

13 Defendants.

NO: 2:17-CV-259-RMP

ORDER OF DISMISSAL WITHOUT
PREJUDICE

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15 On October 20, 2017, the Court entered an Order to Show Cause
16 directing Plaintiff to show cause, in a writing to be filed with the Court by October
17 30, 2017, as to why this action should not be dismissed without prejudice for failure
18 to timely effect service. ECF No. 3. Plaintiff was cautioned that failure to respond
19 within ten days would result in an entry of an Order of Dismissal without Prejudice.
20 *Id.* Plaintiff has not responded as directed. Therefore, dismissal is appropriate under
21 Fed. R. Civ. P. Rule 4(m).Accordingly, **IT IS HEREBY ORDERED:**

ORDER OF DISMISSAL WITHOUT PREJUDICE ~ 1

1. Plaintiff's Complaint, **ECF No. 1**, is dismissed without prejudice and without costs to any party.

2. All pending motions, if any, are **DENIED AS MOOT**.

3. All scheduled court hearings, if any, are **STRICKEN**.

IT IS SO ORDERED. The District Court Clerk is directed to enter this Order, provide copies to counsel, and **close this case**.

DATED November 2, 2017.

s/ Rosanna Malouf Peterson
 ROSANNA MALOUF PETERSON
 United States District Judge